

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1322

IN THE MATTER OF:

Application of BLUE LINES, INC.,) Served April 26, 1974
for Authority to Increase Com-)
muter Fares.) Application No. 829
)
) Docket No. 260

By motion, filed April 23, 1974, counsel for Blue Lines, Inc., requests the Commission to dismiss without prejudice Blue Lines' Application No. 829 for authority to increase the charge for a weekly commuter pass from \$8.25 to \$12.00 for transportation between Montgomery Village and Washington, D. C., and for cancellation of this proposed modification to its current WMATC Tariff No. 3.

By Order No. 1310, served March 18, 1974, Blue Lines' proposed modification to WMATC Tariff No. 3, filed February 20, 1974, was suspended, effective March 25, 1974, for a period of 90 days through June 23, 1974, unless otherwise ordered. Also, a hearing was ordered to commence April 9, 1974. By Order No. 1315, served March 26, 1974, the hearing was postponed until May 1, 1974.

Counsel states that Blue Lines is unable to comply with the orders of this Commission concerning the submission of certain financial data required as justification of the proposed tariff modification for two reasons. First, the financial data would not be available until the day the hearing is scheduled to commence because Blue Lines' fiscal year accounting period ends April 30, 1974. The motion is premised on the conclusion that the unavailability of the financial data precludes submission of the exhibits required by the Commission's Order No. 1310. Second, the accountant responsible for the preparation and maintenance of such data would be unavailable to testify at the hearing.

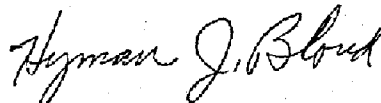
Counsel further indicates that the request for dismissal and cancellation should not be considered as an abandonment of the proposed tariff modification. According to the motion, Blue Lines believes that an increase in commuter fares is necessary. Counsel states that a new application requesting an appropriate modification would be filed when the financial data are available.

The Commission is of the opinion that the granting of this request for dismissal of the application without prejudice and cancellation of the proposed tariff modification would not be adverse to the public interest.

THEREFORE, IT IS ORDERED:

1. That the motion to dismiss Application No. 829 of Blue Lines, Inc., and the request to cancel the proposed modification to WMATC Tariff No. 3 of Blue Lines, Inc., be, and they are hereby, granted.
2. That Application No. 829 of Blue Lines, Inc., be, and it is hereby, dismissed without prejudice to the carrier filing a new application.
3. That Blue Lines, Inc.'s proposed modification to its WMATC Tariff No. 3, suspended by Order No. 1310, served March 18, 1974, for a period of 90 days through June 23, 1974, be, and it is hereby, cancelled.
4. That the public hearing scheduled for May 1, 1974, by Order No. 1315, served March 26, 1974, be, and it is hereby, cancelled.

BY DIRECTION OF THE COMMISSION:



HYMAN J. BLOND
Executive Director